

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

WILLIAM R. DAVIS, as executor	:	
of the estate of James W. Davis,	:	
Sr., deceased,	:	
	:	
Plaintiff, Counterclaim-	:	C.A. No.: 05-288 (KAJ)
Defendant,	:	
	:	
v.	:	
	:	
RAYMOND JAMES & ASSOCIATES, INC.,	:	
	:	
Defendant, Crossclaim-	:	
Defendant,	:	
	:	
and	:	
	:	
CHRISTINE M. POFFENBARGER,	:	
	:	
Defendant, Counterclaim-	:	
Plaintiff, Crossclaim-	:	
Plaintiff and	:	
Third-Party Plaintiff,	:	
	:	
v.	:	
	:	
WILLIAM R. DAVIS, JAMES W. DAVIS,	:	
JR., and LINDA M. TROUTT, and	:	
STAR ENTERPRISE, INC.,	:	
	:	
Third-Party Defendants.	:	

NOTICE OF NO OPPOSITION TO  
MOTION FOR INTERPLEADER AND DISMISSAL OF  
DEFENDANT, RAYMOND JAMES AND ASSOCIATES, INC.

PLEASE TAKE NOTICE that Defendant, Counterclaim Plaintiff,  
Crossclaim Plaintiff and Third-Party Plaintiff Christine M.  
Poffenbarger does not oppose the Motion for Interpleader and  
Dismissal filed by Raymond James & Associates, Inc. and will be

filings no papers either in support of or in opposition to the Motion.

**GORDON, FOURNARIS & MAMMARELLA, P.A.**

**/s/ Peter M. Sweeney**

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Robert A. Penza, Esquire (DSB #2769)  
Peter M. Sweeney, Esquire (DSB #3671)  
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Plaintiff, Counterclaim-Plaintiff and  
Third-Party Plaintiff Christine M.  
Poffenbarger

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

WILLIAM R. DAVIS, as executor of the estate of James W. Davis, Sr., deceased,	:	
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Plaintiff, Counterclaim- Defendant,	:	C.A. No.: 05-288 (KAJ)
	:	
v.	:	
	:	
RAYMOND JAMES & ASSOCIATES, INC.,	:	
	:	
Defendant, Crossclaim- Defendant,	:	
	:	
and	:	
	:	
CHRISTINE M. POFFENBARGER,	:	
	:	
Defendant, Counterclaim- Plaintiff, Crossclaim- Plaintiff and Third-Party Plaintiff,	:	
	:	
v.	:	
	:	
WILLIAM R. DAVIS, JAMES W. DAVIS, JR., and LINDA M. TROUTT, and STAR ENTERPRISE, INC.,	:	
	:	
Third-Party Defendants.	:	

CERTIFICATE OF SERVICE

I, Peter M. Sweeney, Esquire, hereby certify that on this 23<sup>rd</sup> day of June 2005, I caused two true and correct copies of the Notice of No Opposition for Interpleader and Dismissal of Defendant Raymond James & Associates, Inc. to be served on the following individuals via hand delivery or U.S. Mail as indicated below:

**VIA HAND DELIVERY**

David J. Ferry, Jr., Esquire  
Rick S. Miller, Esquire  
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824 Market Street, Suite 904  
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**REGULAR U.S. MAIL**

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Frederick A. Brodie, Esquire  
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1540 Broadway  
New York, NY 10036

**GORDON, FOURNARIS & MAMMARELLA, P.A.**

**/s/ Peter M. Sweeney**

Date: June 23, 2005

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